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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

Plaintiff(s), Case No. C ____-____ WDB
v. JOINT CASE MANAGEMENT STATEMENT
AND PROPOSED ORDER
Defendant(s).
_____ /

The parties to the above-entitled action jointly submit this Case Management Statement and Proposed Order and request the Court to adopt it as its Case Management Order in this case.

DESCRIPTION OF THE CASE

- 1. A brief description of the events underlying the action:
- 2. The principal factual issues which the parties dispute:
- 3. The principal legal issues which the parties dispute:
- 4. The other factual issues [e.g. service of process, personal jurisdiction, subject matter jurisdiction or venue] which remain unresolved for the reason stated below and how the parties propose to resolve those issues:
- 5. The parties which have not been served and the reasons:
- 6. The additional parties which the below-specified parties intend to join and the intended time frame for such joinder:

CONSENT TO MAGISTRATE JUDGE FOR TRIAL

7. Parties consent to assignment of this case to a United States Magistrate Judge for all further proceedings including trial: ____ Yes ____ No

ALTERNATIVE DISPUTE RESOLUTION

- 8. The parties have already been assigned [or the parties have agreed] to the following court ADR process [e.g. Nonbinding Arbitration, Early Neutral Evaluation, Mediation, Early Settlement with a Magistrate Judge] [State the expected or scheduled date for the ADR session]:
- 9. The ADR process to which the parties jointly request [or a party separately requests] referral:

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DISCLOSURES

10. The parties certify that they have made the following disclosures *[list disclosures of persons, documents, damage computations and insurance agreements]:*

DISCOVERY

11. The parties agree to the following discovery plan *[Describe the plan e.g., any limitation on the number, duration or subject matter for various kinds of discovery; discovery from experts; deadlines for completing discovery]:*

TRIAL SCHEDULE

12. The parties request a trial date as follows:

13. The parties expect that the trial will last for the following number of days:

SIGNATURE AND CERTIFICATION BY PARTIES AND LEAD TRIAL COUNSEL

Pursuant to Civil L.R. 16-12, each of the undersigned certifies that he or she has read the brochure entitled "Dispute Resolution Procedures in the Northern District of California," discussed the available dispute resolution options provided by the court and private entities and has considered whether this case might benefit from any of the available dispute resolution options.

Dated: _____
[Typed name and signature of each party and lead trial counsel]

Dated: _____
[Typed name and signature of each party and lead trial counsel]

CASE MANAGEMENT ORDER

The Case Management Statement and Proposed Order is hereby adopted by the Court as the Case Management Order for the case and the parties are ordered to comply with this Order. In addition the Court orders: *[The Court shall enter a scheduling order pursuant to F.R.C.P. 16(b)(1)-(3), limiting the time:*

- a. to join other parties and to amend the pleadings*
- b. to file motions; and*
- c. to complete discovery.]*

[To the extent not included above, the court may include the following in the scheduling order, pursuant to F.R.C.P. 16(b)(4)-(6):

- a. modifications of the times for disclosures under Rules 26(a) and 26(e)(1) and of the extent of discovery to be permitted;*
- b. the time and content of supplemental disclosures;*
- c. the time for disclosure of identity, background and opinions of experts;*
- d. deadlines for completing fact and expert discovery;*
- e. referral of the parties to court or private ADR process;*
- f. the date or dates for further case management conferences, status conferences, a final pretrial conference, and trial;*
- g. deadline for hearing motions directed to the merits of the case;*
- h. time for parties to meet and confer regarding pretrial submissions; and*
- i. deadline for submission of pretrial material.]*

Dated: _____
United States Magistrate Judge